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TREATIES AND OTHER INTERNATIONAL ACTS SERIES 9291

1661

TRADE IN TEXTILES

Agreements Between the
UNITED STATES OF AMERICA
and HONG KONG

Amending the Agreement of
August 8, 1977

Effected by Exchange of Letters
Signed at Washington September 20 and 25, 1978
And Exchange of Letters
Signed at Hong Kong November 13 and 24, 1978
And Exchange of Letters
Signed at Hong Kong February 2 and 13, 1979

NOTE BY THE DEPARTMENT OF STATE

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HONG KONG

Trade in Textiles

Agreements amending the agreement of August 8, 1977.
Effected by exchange of letters
Signed at Washington September 20 and 25, 1978;
Entered into force September 25, 1978.
And exchange of letters
Signed at Hong Kong November 13 and 24, 1978;
Entered into force November 24, 1978.
And exchange of letters
Signed at Hong Kong February 2 and 13, 1979;
Entered into force February 13, 1979;
Effective January 1, 1979.

The Chief of the Textiles Division, Department of State, to the British Counselor, Hong Kong Commercial Affairs

SEPTEMBER 20, 1978

Mr. RICHARD B. CROWSON
Counselor (Hong Kong Commercial Affairs)
British Embassy
3100 Massachusetts Ave. N.W.
Washington, D.C. 20008

DEAR MR. CROWSON:

I refer to my letter of June 14, 1978,[1] requesting consultations under paragraph 9 of the Agreement between the Government of the United States of America and the Government of Hong Kong Relating to Trade in Cotton, Wool and Man-made Fiber Textiles, with Annexes, of August 8, 1977,[2] concerning an appropriate level of restraint for the current Agreement Year for Category 448, and to consultations held in Hong Kong July 17 to 21, 1978, during which representatives of the Government of the United States of America requested similar consultations with respect to Categories 435, 438 and 442.

[1] Not printed.
[2] TIAS 8936; 29 UST.

My Government understands that during the consultations of July 17 to 21, 1978, it was agreed that the Government of Hong Kong will limit exports during the current Agreement Year in Category 435 to 565,000 numbers and in Category 442 to 557,500 numbers. The consultations did not result in agreement on an appropriate level of restraint for exports in Categories 438; pursuant to sub-paragraph 9 (E) of the Agreement of August 8, 1977, my Government requests that the Government of Hong Kong limit exports of products in Category 438 during the current Agreement Year to 690,551 7/12 dozens.

As agreed during the consultations, my Government withdraws the request for consultations with respect to Category 448, without prejudice to possible future requests for consultations.

I would appreciate your confirmation that the Government of Hong Kong agrees with the above.

Sincerely,

JOHN J. ST. JOHN

John J. St. John
Chief
Textiles Division

The British Counselor, Hong Kong Commercial Affairs, to the Chief of the Textiles Division, Department of State

BRITISH EMBASSY
3100 MASSACHUSETTS AVENUE, N.W.
WASHINGTON, D.C. 20008
TELEPHONE: (202) 462-1340

BY HAND

25 SEPTEMBER, 1978.

Mr. JOHN ST. JOHN,
Chief, Textiles Division,
Room 3333,
U.S. Department of State,
Washington, D.C.

DEAR JACK.

I acknowledge receipt of your letter of 20 September, 1978, which reads as follows:—

"I refer to my letter of June 14, 1978, requesting consultations under paragraph 9 of the Agreement between the Government of

the United States of America and the Government of Hong Kong Relating to Trade in Cotton, Wool and Man-made Fiber Textiles, with Annexes, of August 8, 1977, concerning an appropriate level of restraint for the current Agreement Year for Category 448, and to consultations held in Hong Kong July 17 to 21, 1978, during which the representatives of the Government of the United States of America requested similar consultations with respect to Categories 435, 438 and 442.

"My Government understands that during the consultations of July 17 to 21, 1978, it was agreed that the Government of Hong Kong will limit exports during the current Agreement Year in Category 442 to 557,500 numbers. The consultations did not result in agreement on an appropriate level of restraint for exports in Categories 438; pursuant to sub-paragraph 9 (E) of the Agreement of August 8, 1977, my Government requests that the Government of Hong Kong limit exports of products in Category 438 during the current Agreement Year to 690,551 7/12 dozens.

"As agreed during the consultations, my Government withdraws the request for consultations with respect to Category 448, without prejudice to possible future requests for consultations.

"I would appreciate your confirmation that the Government of Hong Kong agrees with the above."

I confirm that the Government of Hong Kong agrees with these understandings.

Yours sincerely,

DICK CROWSON

R.B. Crowson,
Counsellor, Hong Kong Affairs.

The American Consul General to the Hong Kong Director, Trade Industry and Customs Department

CONSULATE GENERAL OF THE
UNITED STATES OF AMERICA
HONG KONG

NOVEMBER 13, 1978

The Honorable D. H. JORDAN, C.M.G., M.B.E., J P.
Director of Trade, Industry and Customs
Trade Industry and Customs Department
Ocean Centre, Room 1501, 15/F
Canton Road
Kowloon

DEAR MR. JORDÁN:

I have the honor to refer to the Agreement between the Government of the United States of America and the Government of Hong Kong relating to trade in cotton, wool, and man-made fiber textiles, with annexes, of August 8, 1977, (hereinafter called the Agreement). That the Agreement be amended as follows:

1. Paragraph 6 of the Agreement is amended by the deletion, from the first proviso, of the phrase "cotton shirts and blouses, knit (merged cat. 338/339)" and the insertion in its place of the following: "cotton tank tops (merged cat. 338/339—tank tops), cotton shirts and blouses other than tank tops, knit (merged cat. 338/339—other)".

2. Paragraph 11 of the Agreement is amended by inserting the following subparagraph and redesignating subparagarph 11(C) as 11(D). "(C) merged category 338/339 is divided into two categories, respectively "cotton tank tops (338/339—tank tops)" and "cotton shirts and blouses other than tank tops, knit (338/339—other)."

3. Annex A to the Agreement is amended by (A) deleting the designation "knit shirts and blouses (338/339)" and substituting in its place the designation "cotton shirts and blouses other than tank tops, knit (338/339—other)" and, (B) inserting above the designation, units and specified limits for "cotton shirts and blouses other than tank tops, knit (338/339—other)" the following new designation, unit and specified limits:

Tank Tops (338/339—Tank Tops) Doz.

1st Year Units 1,699,999	2nd Year Units 1,750,999	3rd Year Units 1,803,529
4th Year Units 1,857,635	5th Year Units 1,913,364	

4. Annex A to the Agreement is further amended by inserting at the appropriate places the following designations, units and specified limits for categories 443 and 640:

"Suits, M and B (443) Nos.

1st Year Units 99,000 nos.	2nd Year Units 99,990	3rd Year Units 100,990
4th Year Units 102,000	5th Year Units 103,020	

Shirts, Not Knit (640) Doz.

1st Year Units 690,000	2nd Year Units 721,050	3rd Year Units 753,497
4th Year Units 787,405	5th Year Units 822,838"	

5. Accept, Sir, the renewal of my highest consideration.

Yours sincerely,

THOMAS P. SHOESMITH

Thomas P. Shoesmith
Consul General

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The Hong Kong Director, Trade Industry and Customs Department, to the American Consul General

Ref. CR/EIC 110/5/3/111 24 November 1978

Dear Mr. Shoesmith,

I refer to your letter to Mr. D.H. Jordan of 13 November 1978 proposing certain amendments to the Textile Agreement of 8 August 1977 between the Government of Hong Kong and the Government of the United States. I confirm that the proposed amendments are acceptable to the Hong Kong Government.

Accept, Sir, the renewed assurances of my highest consideration.

Yours sincerely,

(W. Dorward)
Acting Director of Trade
Industry and Customs

Mr. Thomas P. Shoesmith,
Consul-General,
Consulate General of the
United States of America,
26 Garden Road,
Hong Kong.

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The American Consul General to the Hong Kong Director, Trade Industry and Customs Department

CONSULATE GENERAL OF THE
UNITED STATES OF AMERICA
HONG KONG

February 2, 1979

The Honorable D. H. Jordan, C.M.G., M.B.E., J.P.
Director of Trade, Industry and Customs
Trade Industry and Customs Department
Ocean Centre, Room 1501, 15/F
Canton Road
Kowloon

Dear Mr. Jordan:

I have the honor to refer to the Agreement concerning trade in cotton, wool and man-made fiber textiles and textile products between the Government of Hong Kong and the Government of the United States of America, dated August 8, 1977, with annexes, as amended (the Agreement). I have further the honor to refer to discussions between representatives of the Government of Hong Kong and the Government of the United States of America in Washington from 28-29 November 1978, concerning the establishment of Specified Limits for merged Category 645/646 for the agreement years 1979 through 1982. Because of the special, difficult and different problems encountered by Hong Kong and the United States of America with respect to products in this merged Category, it was not possible to agree on Specified Limits for this merged Category for 1979 through 1982.

Recalling that a Specified Limit for merged Category 645/646 was established for 1978 alone and that it was not possible to reach agreement on Specified Limits thereafter, it was agreed that trade in merged Category 645/646 will be subject to the provisions of paragraph 9 of the Agreement for the final four agreement years. In this regard the Government of the United States of America undertakes that it will not invoke the provisions of paragraph 9 of the Agreement at least until the level of Export Authorizations issued by Hong Kong reaches the following amounts:

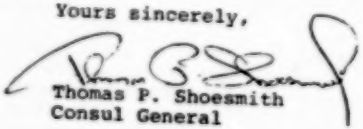
Year	EA's Issued (Dozens)
1979	1,200,000
1980	1,201,000
1981	1,202,000
1982	1,203,000

It is my understanding that the Government of Hong Kong will not issue Export Authorizations for merged Category 645/646 in excess of these amounts without prior consultations with and agreement by the Government of the United States of America.

If the foregoing arrangement is acceptable to the Government of Hong Kong this letter and your letter of acceptance on behalf of the Government of Hong Kong shall constitute an amendment to the Agreement, effective as of January 1, 1979.

Accept, Sir, the renewal of my highest consideration.

Yours sincerely,



Thomas P. Shoesmith
Consul General

The Hong Kong Acting Director, Trade Industry and Customs Department, to the American Consul General

To: Coml 2/15/79

FROM THE DIRECTOR
TRADE INDUSTRY AND CUSTOMS DEPARTMENT
HONG KONG

Ref. CR/EIC 110/5/3/111

13 February 1979

Dear Mr. Shoesmith,

I refer to your letter of 2 February 1979 regarding an amendment to the Agreement concerning trade in cotton, wool and man-made fibre textiles and textile products between the Government of the United States of America and the Government of Hong Kong, of August 8, 1977, as amended. I wish to confirm that the arrangement is acceptable to my Government and that your understanding is correct. This letter and your letter constitute an amendment to the Agreement.

Accept, Sir, the renewed assurances of my highest consideration.

Yours sincerely,

David Jordan

(D.H. Jordan)

Mr. Thomas P. Shoesmith,
Consul-General,
Consulate General of the
United States of America,
26 Garden Road,
Hong Kong.

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